

ENTERED

March 31, 2021

Nathan Ochsner, Clerk

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION**

BARRY EMMETT II,	§
	§
Plaintiff,	§
VS.	§ CIVIL NO. 2:18-CV-247
	§
TEXAS DEPARTMENT OF CRIMINAL JUSTICE, <i>et al</i> ,	§
	§
Defendants.	§

ORDER

The Court is in receipt of the Barry Emmett II's ("Emmett") Motion for Leave to File New Evidence, Dkt. No. 65; the Magistrate Judge's Memorandum and Recommendation ("M&R"), Dkt. No. 66; Plaintiff's Objections to the M&R, Dkt. Nos. 67, 68, 69 and 70; and Plaintiff's letters to the Court, Dkt. Nos. 71, 72 and 73.

After independently reviewing the filings, the record, and applicable law, the Court **ADOPTS** the M&R, Dkt. No. 66. The Court therefore **DENIES** Plaintiff's Motion for Leave to File New Evidence, Dkt. No. 65, which is construed as a motion for relief from final judgment.

SIGNED this 31st day of March 2021.



Hilda Tagle
Senior United States District Judge